

Applicant or Patentee: Olaf van der Lely  
 Serial or Patent No.: to be assigned; Attorney's Docket No. \_\_\_\_\_  
 Filed or Issued: herewith  
 For: Vorrichtung und Verfahren zum Umhüllen von Körpern, insbesondere von Erntegutballen

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
 (37 CFR §1.9(F) AND §1.27(C)) - SMALL BUSINESS CONCERN**

I hereby declare that I am:

- ☐ the owner of the small business concern identified below:  
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN: Lely Research Holding AG

ADDRESS OF CONCERN: 20, Bützenweg, CH-6300 ZUG  
Switzerland

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR §121.3-18, and reproduced in 37 CFR §1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this Statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled as indicated above!

by inventor(s) Olaf van der Lely described in:

☒ the specification filed herewith.

☐ Application Serial No. \_\_\_\_\_, filed \_\_\_\_\_

☐ Patent No. \_\_\_\_\_, issued \_\_\_\_\_

If the rights held by the above-identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR §1.9(d) or by any concern which would not qualify as a small business concern under 37 CFR §1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

\*Note: Separate Verified Statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR §1.27)

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ INDIVIDUAL

☐ SMALL BUSINESS CONCERN

☐ NONPROFIT ORGANIZATION

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

☐ INDIVIDUAL

☐ SMALL BUSINESS CONCERN

☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this Application or Patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR §1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the Application, any Patent issuing thereon, or any Patent to which this Verified Statement is directed.

NAME OF PERSON SIGNING: van der Lely, Alexander

TITLE OF PERSON OTHER THAN OWNER: Director

ADDRESS OF PERSON SIGNING: 44, Jan Witkampstraat, 3065 NA ROTTERDAM  
the Netherlands

SIGNATURE \_\_\_\_\_

DATE 27 April 2001

Alexander van der Lely

**DECLARATION AND POWER OF ATTORNEY (SOLE)**

As the below named Inventor, I hereby declare that:

My residence, post office address, and citizenship, are as stated on the following page of this document next to my name; and

I believe I am the original, first, and sole Inventor of the subject matter which is claimed and for which a patent is sought under and in accordance with applicable statutes of the United States of America (Title 35, United States Code) on the invention entitled:

Vorrichtung und Verfahren zum Umhüllen von Körpern, insbesondere  
von Erntegutballen  
 the specification of which:

☒ is attached hereto.

☐ was filed \_\_\_\_\_, Application Serial No. \_\_\_\_\_, and was amended \_\_\_\_\_ [if applicable].

I further hereby declare that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I do not know and do not believe my invention, as described in the subject Application, was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof, or more than one year prior to this Application.

I acknowledge the duty to disclose information which is material to the examination of this Application, as required by statutes of the United States of America and implementing rules (37 CFR §1.56(a)).

I hereby claim foreign priority benefits under 35 U.S.C. §119 and/or §365 of any foreign application or applications for patent or Inventor's certificate listed below. Also, unless otherwise set forth below, there is no foreign application for patent or Inventor's certificate having a filing date before that of the application on which priority is claimed.

**PRIOR FOREIGN & INTERNATIONAL APPLICATION(S)****PRIORITY CLAIMED**

<u>Number</u>	<u>Country</u>	<u>Date Filed</u>
99203251.6	Europe	05.10.1999
PCT/NL00/00619	WO 01/24611	04.09.2000

<u>Yes</u>	<u>No</u>
X	
X(to extent permitted by law and regulation)	

I hereby appoint as my attorneys, with full powers of substitution and revocation, to prosecute this Application and transact all business in the United States Patent and Trademark Office connected herewith:

Penrose Lucas Albright, Reg. No. 19,082; William B. Mason, Reg. No. 18,120; and Eric S. Albright, Reg. No. 39,087 (Patent Agent); 2306 South Eads Street, P.O. Box 2246, Arlington, Virginia 22202.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the Application or any patent issuing thereon.

van der Lely, Olaf

Inventor's Full Name (Print or Type)

Olaf van der Lely

Inventor's Signature

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Post Office Address (for mail)

CH-6300 ZUG, der Schweiz

City/County, State/Province

Residence Address (if different than above)

City/County, State/Province

Switzerland

Country of Citizenship

5. April 2001

Date Signed

(Signature should conform to name as printed or typewritten)